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Tarrant County Texas

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Suzanne Henderson

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Submitter: SIMPLIFILE

**NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.**

### AMENDMENT TO OIL AND GAS LEASE

**State: Texas**  
**County: Tarrant**  
**Lessor: Michael G. Rutter and Donna R. Rutter**  
**4728 Trail Bend Circle**  
**Fort Worth, TX 76109**  
**Lessee: XTO Energy Inc.**  
**Effective Date: September 25, 2008**

Lessee, named above, is the present owner of an Oil and Gas Lease (the "Lease"), dated September 25, 2008, from Lessor, named above, recorded as Tarrant County Clerk's Document No. D208376846, Official Public Records of the county and state named above.

At the time the Lease was entered into, the description of the lands contained in the Lease was believed by Lessor and Lessee to cover, and was intended by them to cover, certain lands owned by Lessor.

Since the execution, delivery, and recording of the Lease, it has been discovered that the description of lands contained in the Lease does not adequately describe the lands Lessor intended to lease to Lessee. Lessor and Lessee desire to amend and correct the description of lands contained in the Lease to accurately identify the lands to be covered by the Lease.

For adequate consideration, and the further consideration of the obligations and agreements contained in the Lease, Lessor acknowledges and agrees that the Lease shall cover, and the Lease is amended, so that it now covers the following lands in the county and state named above:

0.4027 acre of land, more or less, and being more particularly described as Lot A-31, Block 1, Overton Woods Addition to the City of Fort Worth, Tarrant County, Texas, according to the plat recorded in Volume 388-141, Page 90, Plat Records, Tarrant County, Texas, out of the L.J. Edwards Survey, Abstract No. 464, F.G. Beasley Survey, Abstract No. 135, and B.B.&C.R.R. Co. Survey, Abstract No. 216, Tarrant County, Texas.

Lessor ratifies, adopts, and confirms the Lease and extends the Lease to cover the lands described in this Amendment as if the description of lands set out above had been originally included in the Lease. Lessor grants, leases, and lets to Lessee, its successors and assigns, the

lands described in this Amendment for the purposes and upon the terms, conditions, and provisions contained in the Lease.

This Amendment shall be binding for all purposes on Lessor and Lessor's successors, heirs and assigns.

This Amendment is signed by Lessor as of the date of the acknowledgment of signature (s) below, but is effective for all purposes as of the Effective Date stated above.

LESSOR:

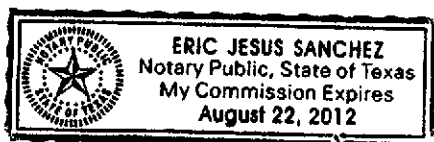
LESSOR:

Michael G. Rutter  
Michael G. Rutter

Donna R. Rutter  
Donna R. Rutter

THE STATE OF TEXAS §  
§  
COUNTY OF Tarrant §

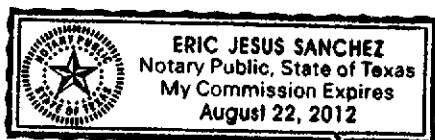
This instrument was acknowledged before me on the 27<sup>th</sup> day of October, 2009, by Michael G. Rutter.



Eric Jesus Sanchez  
Notary Public in and for the State of Texas

THE STATE OF TEXAS §  
§  
COUNTY OF Tarrant §

This instrument was acknowledged before me on the 27<sup>th</sup> day of October, 2009, by Donna R. Rutter.



Eric Jesus Sanchez  
Notary Public in and for the State of Texas